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6 UNITED STATES DISTRICT COURT
7 FOR THE EASTERN DISTRICT OF CALIFORNIA
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9 EFREN DANIELLE BULLARD,

10 Plaintiff,

11 v.

12 BENSON, *et al.*

13 Defendants.
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Case No. 1:17-cv-00328-LJO-JDP

ORDER SCHEDULING A TELEPHONIC
HEARING ON PLAINTIFF'S MOTION TO
COMPEL DISCOVERY

ECF No. 71

ORDER DENYING PLAINTIFF'S MOTION
TO HAVE ALL FUTURE PROCEEDINGS
CONDUCTED TELEPHONICALLY

ECF No. 74
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18 Plaintiff Efren Bullard is a state prisoner proceeding without counsel in this civil rights
19 action brought under 42 U.S.C. § 1983. On May 9, 2019, Bullard filed a motion to compel
20 discovery responses from defendant Kister-Cooper. *See* ECF No. 71. On May 20, defendant
21 Kister-Cooper opposed Bullard's motion, arguing—among other things—that the motion is
22 moot because Bullard did, in fact, receive the responses at issue. *See* ECF No. 72 at 2
23 (“Plaintiff’s motion is moot and appears to have been filed in anticipation of not receiving a
24 response.”). Bullard has not replied to this opposition.

25 I hereby set this matter for a Telephonic Discovery Conference for October 1, 2019, at
26 2:00 pm Pacific Time in the Yosemite Valley District Courthouse. To appear telephonically,
27 each party is to use the following dial-in number and passcode: dial-in number (888) 204-5984;
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1 passcode 4446176. Plaintiff shall arrange with the staff at his institution of confinement for his
2 attendance at the conference. Plaintiff's institution of confinement shall make him available
3 for the conference at the date and time indicated above. Prior to the conference, defense
4 counsel shall confirm with plaintiff's institution of confinement that arrangements have been
5 made for plaintiff's attendance.

6 The parties are encouraged to confer on this matter prior to the hearing. If the parties
7 agree that the issue is moot, they should inform me by a joint statement at least 48 hours before
8 the hearing.

9 Plaintiff has also moved to have all future proceedings conducted by telephone. *See* ECF
10 No. 74. While I will certainly take plaintiff's incarcerated status into account when arranging
11 future hearings, and while I expect that most (if not all) hearings can indeed be conducted
12 telephonically, I will decide this issue on a case-by-case basis. Plaintiff's motion is thus
13 denied.

14 The clerk is directed to send a copy of this order to the litigation coordinator at Centinela
15 State Prison.

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17 IT IS SO ORDERED.

18 Dated: September 24, 2019

19 
20 UNITED STATES MAGISTRATE JUDGE

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22 No. 205
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